

Message Text

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PAGE 01 SINGAP 01563 171150Z

43

ACTION L-02

INFO OCT-01 EA-06 ISO-00 SCA-01 JUSE-00 SNM-02 /012 W

----- 053835

R 171000Z APR 75

FM AMEMBASSY SINGAPORE

TO SECSTATE WASHDC 2341

LIMITED OFFICIAL USE SINGAPORE 1563

E.O. 11652: N/A

TAGS: CPRS, PFOR, SNAR, SN

SUBJECT: EXTRADITION OF PHANG AH SEONG

REF: STATE 076298

SINCE NO WRITTEN OPINION WAS PROVIDED BY THE MAGISTRATE, MINISTRY OF FOREIGN AFFAIRS APPEARS RELUCTANT TO APPROACH COURTS OR ATTORNEY GENERAL'S CHAMBERS ON THIS MATTER BECAUSE OF JUDICIAL INDEPENDENCE.

INFORMAL OPINION OF DEPUTY PUBLIC PROSECUTOR AS TO MAGISTRATE'S REASONING GIVEN TO EMOFF AS FOLLOWS:

A. "DOCUMENTS WHICH THE U.S. SUBMITTED WERE NOT TESTIMONY GIVEN ON OATH OR DECLARED OR AFFIRMED TO BE TRUE BY WONG OR KAUFMAN IN A PROCEEDING WHICH OCCURRED IN THE U.S., NOR IS THERE PROOF THAT THESE DOCUMENTS WERE RECEIVED IN EVIDENCE IN A PROCEEDING, SO THEY COULD NOT BE ADMITTED IN SINGAPORE COURT UNDER SINGAPORE LAW."

NOTE: PROCEEDING IS THE KEY WORD.

B. "THE MAGISTRATE INDICATED THAT THERE WAS NOT SUFFICIENT EVIDENCE TO RAISE A CONCLUSION THAT THE DEFENDANT KNEW THAT THE HEROIN WAS MEANS FOR EXPORT TO THE U.S. OR THAT THERE WAS A CONSPIRACY BETWEEN PHANG AH SEONG AND UZUGR DEFENDANTS (ONLY HEARSAY) SO NO PRIMA FACIE CASE WAS ESTABLISHED."

MISSION BELIEVES THE ABOVE COMBINED WITH RELATIVE INEXPERIENCE OF THE PROSECUTOR RESULTED IN THE PETITION FOR EXTRADITION BEING DENIED.
CRONK

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: EXTRADITION
Control Number: n/a
Copy: SINGLE
Draft Date: 17 APR 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: johnsorg
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975SINGAP01563
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750135-0009
From: SINGAPORE
Handling Restrictions: n/a
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Original Handling Restrictions: n/a
Original Previous Classification: n/a
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Previous Handling Restrictions: n/a
Reference: 75 STATE 076298
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Review Authority: johnsorg
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Margaret P. Grafeld
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